

IN THE UNITED STATES DISTRICT COURT FOR
THE MIDDLE DISTRICT OF ALABAMA

RECEIVED

CHARLES DIXON #139244
Donald W. Young #157063
BRUCE HARMS #202029
JAMES McDonald #236354

2006 MAR 23 A 9:58

Full name and prison number
of plaintiff(s)

v.

CIVIL ACTION NO. 2:06CV266-T
(To be supplied by Clerk of
U.S. District Court)Richard ALLEN, and Gov. BOB RILEY
SIDNEY WILLIAMS ET AL.,
Individual Capacity

2:06CV266-T

Name of person(s) who violated
your constitutional rights.
(List the names of all the
persons.)

I. PREVIOUS LAWSUITS

- A. Have you begun other lawsuits in state or federal court dealing with the same or similar facts involved in this action? YES () NO (X)
- B. Have you begun other lawsuits in state or federal court relating to your imprisonment? YES () NO (X)
- C. If your answer to A or B is yes, describe each lawsuit in the space below. (If there is more than one lawsuit, describe the additional lawsuits on another piece of paper, using the same outline.)

1. Parties to this previous lawsuit:

Plaintiff(s)

Defendant(s)

2. Court (if federal court, name the district; if state court, name the county)

(i) SCANNED

C8032406

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3. Docket number N/A
4. Name of judge to whom case was assigned N/A
5. Disposition (for example: Was the case dismissed? Was it appealed? Is it still pending?) _____
6. Approximate date of filing lawsuit N/A
7. Approximate date of disposition N/A

II. PLACE OF PRESENT CONFINEMENT EASTERLING CORRECTIONAL Facility

PLACE OR INSTITUTION WHERE INCIDENT OCCURRED EASTERLING CORRECTIONAL Facility 260 WALLACE DRIVE C/O, Alabama 36017-2165

III. NAME AND ADDRESS OF INDIVIDUAL(S) YOU ALLEGE VIOLATED YOUR CONSTITUTIONAL RIGHTS.

NAME	ADDRESS
1. RICHARD ALLEN	11 S. UNION STREET Montgomery AL, 36130
2. SIDNEY WILLIAMS	301 S. RIPLEY ST. Montgomery, AL, 36130
3. BOB RILEY	11 S. UNION STREET Montgomery AL, 36130
4.	
5.	
6.	

IV. THE DATE UPON WHICH SAID VIOLATION OCCURRED _____

V. STATE BRIEFLY THE GROUNDS ON WHICH YOU BASE YOUR ALLEGATION THAT YOUR CONSTITUTIONAL RIGHTS ARE BEING VIOLATED:

GROUND ONE: THE PLAINTIFFS CONSTITUTIONAL RIGHTS ARE BEING VIOLATED UNDER COLOR OF STATE AND FEDERAL LAWS

(2)

STATE BRIEFLY THE FACTS WHICH SUPPORT THIS GROUND. (State as best you can the time, place and manner and person involved.)

DEFENDANTS RICHARD ALLEN THE ADOC PRISON COMMISSIONER and
SIDNEY WILLIAMS THE CHAIRMAN OF THE BOARD OF PAROLE AND PAROLES
IS UNCONSTITUTIONALLY CAUSING CHARLES DIXON, DONALD W. YOUNG, BRUCE
HARMS, JAMES McDONALD TO BE HOUSED IN A OVERCROWDED PRISON
FACILITY - THE DEFENDANT GOVERNOR BOB RILEY IS OVER BOTH THE APPOINTES
AND IS RESPONSIBLE FOR THEIR FAILING TO PERFORM THEIR DUTIES

GROUND TWO: DEFENDANTS CAUSING PLAINTIFFS TO SUFFER CRUEL
AND UNUSUAL PUNISHMENT FOR YEARS, WITHOUT REMEDY.

SUPPORTING FACTS: PLAINTIFFS BEING DENIED AND DEPRIVED OF
THE MINIMAL CIVILIZED MEASURE OF LIFE'S NECESSITIES IN AN OVER-
CROWDED PRISON AT EASTERLING CORRECTIONAL FACILITY, AND EASTERLING
CORRECTIONAL FACILITY IS INADEQUATELY HOUSING 1380 PRISONERS
IN A FACILITY DESIGNED FOR A MAXIMUM CAPACITY OF 650,
CONCLUSIVE TO THIS IS SAFETY AND HEALTH RISKS.

GROUND THREE: UNCONSTITUTIONALLY UNDERSTAFFING OF OFFICERS
CREATES DANGEROUS LIVING ENVIRONMENT AT EASTERLING CORR. FAC.

SUPPORTING FACTS: PLAINTIFFS BEING VIOLATED BECAUSE OF OVER-
CROWDING THAT IS IN VIOLATION OF THE EIGHTH AMENDMENT.

CONDITIONS INVOLVES THE WANTON AND UNNECESSARY INFLECTION OF
PAIN MENTALLY AND PHYSICALLY AND GROSSLY DISPROPORTIONATE
TO THE SEVERITY OF THE CRIME WARRANTING IMPRISONMENT.
THE PLAINTIFFS BEING HOUSED FOR A LENGTH OF TIME IN A OVER
CROWDED PRISON AND SUBJECTED TO THE CHALLENGED CONDITIONS
UNDER THE EIGHTH AMENDMENT RIGHTS

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VI. STATE BRIEFLY EXACTLY WHAT YOU WANT THE COURT TO DO FOR YOU. MAKE NO LEGAL ARGUMENT. CITE NO CASES OR STATUTES.

PLAINTIFFS REQUEST THAT THIS COURT AWARD PLAINTIFFS
ONE MILLION DOLLARS EACH AND INJUNCTION AND INJUNCTIVE
RELIEF FROM OVERCROWDING AND PUNITIVE DAMAGES OF TWO
HUNDRED AND FIFTY THOUSANDS DOLLARS AWARDED TO EACH PLAINTIFF.
ALLOW PLAINTIFFS TO AMEND #392441
AT ANY TIME, (Charles D. Young) #157063 - James McDonald #236354

Signature of plaintiff(s)

I declare under penalty of perjury that the foregoing is true and correct.

EXECUTED on 3/20/06
 (Date)

Signature of plaintiff(s)

Charles D. Young #392441
James McDonald #236354
Donald W. Young #157063
x Bruce Harms 202029